

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

Anthony Manning

Plaintiff,

V.

ANDREW SAUL, Commissioner of Social Security,

Defendant.

CASE NUMBER: 1:21-cv-00071-GSA

**ORDER WITHDRAWING FINDINGS
AND RECOMMENDATIONS,
TERMINATING AS MOOT
PLAINTIFF'S APPLICATION TO
PROCEED IN FORMA PAUPERIS,
AND DIRECTING CLERK OF COURT
TO ISSUE SUMMONS AND NEW
CASE DOCUMENTS**

(Docs. 2, 4)

On January 18, 2021 Plaintiff filed a complaint in this Court and applied to proceed without prepayment of fees (*in forma pauperis*) pursuant to 28 U.S.C. § 1915. Docs. 1–2. On January 25, 2021, the Court issued findings and recommendations to deny the application. Doc. 4. Plaintiff paid the filing fee the same day.

Accordingly, it is HEREBY ORDERED that:

1. The Court's findings and recommendations (Doc. 4) are withdrawn as moot;
 2. Plaintiff's motion to proceed *in forma pauperis* (Doc. 2) is terminated as moot;
 3. The Clerk of Court is directed to issue summons and new case documents, including a Scheduling Order (Social Security Appeal), Order Re Consent or Request for Reassignment, and notice and form of consent to proceed before a magistrate judge;

4. Plaintiff shall serve the summons, complaint, notice and form of consent to proceed before a magistrate judge, a copy of the Scheduling Order, and a copy of this order on the Commissioner and file proof of service with the Court

5. The Court will enter the stay pursuant to general order 615 after the summons is issued.

IT IS SO ORDERED.

Dated: **January 28, 2021**

/s/ Gary S. Austin
UNITED STATES MAGISTRATE JUDGE